

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NORTH DAKOTA**

**IN RE:**

**Pro-Mark Services, Inc.,**

**Debtor.**

**Case No. 24-30167**

**Chapter 7**

**Chief Judge Shon Hastings**

**Erik A. Ahlgren, Trustee,**

**Plaintiff,**

**-v-**

**Connie Berg, et al.,**

**Defendants.**

**Adv. Case No. 24-07014**

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**STIPULATED MOTION TO EXTEND CHAD DUBOIS' TIME TO RESPOND TO  
PLAINTIFF'S FURTHER AMENDED COMPLAINT**

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1. Plaintiff Erik A. Ahlgren, as Chapter 7 Trustee of the Bankruptcy Estate of Pro-Mark Services, Inc., as Administrator of the Pro-Mark Services, Inc. Employee Stock Ownership Plan, and as Trustee of the Pro-Mark Services, Inc. Employee Stock Ownership Trust, filed this Adversary Proceeding against the Defendants, including Defendant Chad DuBois on August 26, 2024. (Doc. 1.) Plaintiff filed an Amended Complaint on September 25, 2024. (Doc. 11.)

2. Defendant DuBois filed a Motion to Dismiss on November 22, 2024. (Doc. 55.) The Court entered an Order Denying in Part and Granting in Part Defendant Dubois' Motion to Dismiss on April 18, 2025. (Doc. 110.)

3. Defendant DuBois' current deadline to respond to the Amended Complaint is May 9, 2025. *See* Order entered May 2, 2025 (Doc. 113.)

4. Plaintiff informed the Court during oral argument, and to address the Court's decisions on several then pending motions to dismiss, that he intends to file a second amended complaint in the near future, taking into account several aspects of the Court's rulings on the motions to dismiss.

5. Plaintiff and Defendant DuBois now move the Court, by stipulation, for an order excusing Defendant DuBois from responding to the Amended Complaint by the current deadline and providing Defendant Dubois up to thirty days after the date that Plaintiff files a second amended complaint to respond to it.

Dated: May 9, 2025

/e/ Peter D. Kieselbach

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Dated: May 9, 2025

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